

## CHAPTER 5-2000 - LAWFUL GAMBLING

### 5-2001 - Application of Chapter 5-100.

The provisions of Chapter 5-100 will apply to this Chapter to the extent applicable and authorized by law.

### 5-2002 - Purpose.

The purpose of this Chapter is to regulate and control the location of lawful gambling activities and to ensure that profits derived from gambling activities in the City of Coon Rapids provide, to the extent authorized by law, direct benefits to the citizens of Coon Rapids.

### 5-2003 - Definitions.

For the purposes of this Chapter, the following words and terms will have the meanings given them:

- (1) "Board" means the state Gambling Control Board.
- (2) "Lawful Gambling" means the operation of gambling activities by an organization eligible for a license from the Board to conduct such activities.
- (3) "Net Profits," "Lawful Purpose," and "Allowable Expense" will have the meanings provided in Minnesota Statutes Section 349.12 as may be amended from time to time.
- (4) "Premises Permit" means a resolution adopted by the City Council authorizing the named organization to operate lawful gambling activities at a specified location in the City.
- (5) "Trade Area" includes the cities of Coon Rapids, Andover, Anoka, Blaine, Brooklyn Park, Champlin, Fridley, and Ham Lake.

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### 5-2004 - License Required.

Except as specifically exempted by this Chapter, no organization may operate lawful gambling activities in the City of Coon Rapids without a license issued by the Board.

### 5-2005 - Premises Permit.

No organization may obtain a new or renewal premises permit, or maintain a premises permit, unless the organization and the location of the lawful gambling activities remain in full compliance with the provisions of this Chapter and all state laws relating to lawful gambling as those laws may be amended from time to time. Only one premises permit may be issued to any particular location in the City. No organization may maintain more than five lawful gambling locations in the City at one time, with two of those locations limited to the utilization of electronic pull-tab dispensing devices authorized under Minnesota State Statute. [Revised 5/6/03, Ordinance 1802][Revised 8/5/09, Ordinance 2018]

[\(Ord. No. 2117, § 1, 2-5-14\)](#)

### 5-2006 - Approved Organizations.

In order to be eligible for a premises permit, an organization must meet each of the following requirements:

- (1) Meet all the qualifications for a lawful gambling license issued by the Board.
- (2) Have had a principal business or operations location in the City of Coon Rapids for a continuous period of at least two years immediately preceding the permit request and maintain such a location as long as the organization operates lawful gambling activities in the City.
- (3) One-third of its members reside in the City of Coon Rapids. Member residency must be provided to the City with each new or renewal application for a premises permit.

#### 5-2007 - Application.

Application for a new or renewal premises permit must be made to the City Clerk on forms provided by the Board and on such additional forms as may be required by the City.

#### 5-2008 - Investigation Fee.

Organizations applying for a new or renewal premises permit must pay an investigation fee of \$250.00 which must accompany the application. The investigation fee will reimburse the City for its costs incidental to a background check of the organization.

#### 5-2009 - Net Profits.

Net profits of a lawful gambling activity located in the City must be expended as follows:

- (1) At least five percent per year of an organization's net profits must be expended for lawful purposes within the City of Coon Rapids.

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- (2) Effective September 1, 2009, a licensed organization conducting lawful gambling within the City shall contribute five percent of its profits derived from lawful gambling to a fund administered and regulated by the City without cost to the fund, for disbursement by the City of the receipts for lawful purposes as defined in Minnesota Statutes. Such contributions shall be made to the City within 15 days of the end of each calendar quarter.

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- (3) No less than 60% per year of an organization's net profits must be expended for lawful purposes within the City's Trade Area. This expenditure may include the requirements of paragraphs (1) and (2) above.

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- (4) An expenditure by a licensed fraternal organization or a licensed veterans organization for payment of water, fuel for heating, electricity, and sewer costs for a building wholly owned or wholly leased by and used as the primary headquarters of the licensed veterans organization or fraternal organization may be included in said organizations calculations to attain the 60% net profit trade area expenditure.

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- (5) Failure to agree to or comply with the provisions of this section will constitute grounds for the revocation of a premises permit or the disapproval of an application for a new or renewal permit.
- (6) Prior to making a proposed expenditure, an organization may request a City Council determination that the expenditure complies with the provisions of this section.

#### 5-2010 - Reporting Requirements.

Each organization operating a lawful gambling activity in the City must provide the City with copies of all reporting documents submitted to the Board. In addition, an organization that operates lawful gambling activities in other communities must provide separate documentation showing the gross receipts, expenses, profits, and expenditures of profits from its Coon Rapids operation alone. All such documents must be submitted to the City Clerk in such form and at such times as they are submitted to the Board. The City may from time to time require additional reporting as may be necessary to carry out the intent of this Chapter.

#### 5-2011 - Revocation.

The City Council may by resolution revoke the premises permit of any organization that does not comply with the requirements of this Chapter or state lawful gambling laws as those laws may be amended and revised from time to time. Prior to adopting a revocation resolution, the organization will be given at least 10 days notice of the time, date, and place of the revocation hearing. At the hearing the organization may appear with or without counsel and submit evidence on its behalf. A resolution revoking a premises permit must include the basis for that action. A certified copy of the resolution will be forwarded to the Board.

#### 5-2012 - Exceptions.

This Chapter does not apply to any lawful gambling activities that do not require a license from the Board.